



Docket No.: 072287.0017

**DECLARATION AND POWER OF ATTORNEY
FOR APPLICATION UNDER 35 USC 111(a)**

As the below named inventor, I hereby declare that:

My residences, post office, and citizenship are as stated below next to my name,

I believe I am the original, first and only inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

LASER AUGMENTED PERIODONTAL SCALING INSTRUMENTS

the specification of which

☐ is attached hereto

☒ was filed on November 26, 2003 as Application No. 10/723,031

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is known to us to be material to patentability in accordance with Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 or Section 365 of any foreign and/or International (PCT) application(s) for patent or inventor's certificate listed below, and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Applications(s):

Number

Country

Day/Month/Year filed

Priority Claimed

☐
☐

I hereby claim the benefit under 35 USC §119(e) of any United States provisional application(s) listed below.

Prior Provisional Application(s):

Application Number

60/430,290

Filing Date

December 2, 2002

I hereby claim the benefit under Title 35, United States Code, Section 120 or 365 of any United States and/or International (PCT) application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56 which occurred between the filing date of the prior application and the national or International (PCT) filing date of this application:

Prior U.S. Application(s):

Application No.

Filing Date

Status: Patented, Pending, Abandoned

I hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As named inventor, I hereby appoint the following attorney(s) and/or agent(s):

Simona A. Levi-Minzi

Reg. No. 43,750

the mailing address and telephone number of each of whom is McDermott Will & Emery, 201 South Biscayne Boulevard, Suite 2200, Miami, Florida 33131-4336, and 305 347-6000.

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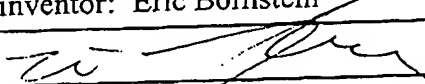
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with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and all future correspondence should be addressed to them.

Full name of first named inventor: Eric Bornstein

Inventor's signature:



Date:

4-6-06

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